

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
SOUTHERNp DIVISION
No. 7:15-CR-18-BO
No. 7:17-CV-125-BO

RONALD LESLIE PIERCE, JR.,
Petitioner,

v.

UNITED STATES OF AMERICA,
Respondent.


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ORDER

This matter is before the Court on petitioner's motion to vacate, set aside, or correct sentence pursuant to 28 U.S.C. § 2255, and the government's motion to dismiss. This Court previously determined a hearing was needed on petitioner's claim that he instructed his attorney to file a direct appeal.

Rule 8(c) of the Rules Governing § 2255 Proceedings requires that the Court appoint counsel to represent petitioner at an evidentiary hearing if he meets the indigency requirements. *See also United States v. Harris*, 217 F.3d 841 (4th Cir. 2000) (unpublished table decision). As petitioner's CJA 23 form [DE 85] indicates he meets those requirements, Raymond Tarlton is hereby APPOINTED to represent petitioner for this evidentiary hearing. 18 U.S.C. § 3006A. Pursuant to Rule 8(c) of the Rules Governing § 2255 Proceedings, the Court will conduct the hearing as soon as is practicable after giving the attorneys adequate time to investigate and prepare. The clerk is DIRECTED to provide a copy of this order to the Office of the Federal Public Defender and Raymond Tarlton.

SO ORDERED. This the 7 day of February, 2018.


TERRENCE W. BOYLE
UNITED STATES DISTRICT JUDGE